IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

CHAMBER SUMMONS NO.57 OF 2006
ALONGWITH
CHAMBER SUMMONS NO.58 OF 2006

Kamlesh K.Sanghavi ..Plaintiff
V/s.
Jain & Jain & Ors. ..Defendants
And
Prakash Shah & Ors. ..Respondents

Mr.Karl Shroff i/by Pardiwalla & Co. for plaintiff.

Mr.A.R.Shaikh for defendant nos.1 to 4.

Coram : R.S.Mohite,J

Date : 10.10.2006.

PC

1. These are the Chamber summons for adding the respondents as party defendants in the suit. Suit is for specific performance of agreement which pertains to a flat to be alloted on the 3rd floor of the building. It appears that ad-interim injunction was taken and in the teeth of that injunction the builder has transferred the 3 flats on the 3rd floor. Advocate for the respondents opposed these chamber summons saying that they should not be dragged into this controversy as they are bonafide purchasers. That is the matter that can only be gone into the suit. In the circumstances, Chamber summons are made absolute in terms of prayer clauses-(a), (b) and (c). Amendment to be carried out within a period of 4 weeks. The added

respondents will maintain status-quo as of today for a period of 4 weeks from today. Both the Chamber summons stands disposed off.

(R.S.Mohite,J)